

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2021

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HOUSE BILL 585

Short Title: Fail to Report Crime/Privilege Exemption. (Public)

Sponsors: Representatives K. Baker, Stevens, Wheatley, and Carter (Primary Sponsors).
For a complete list of sponsors, refer to the North Carolina General Assembly web site.

Referred to: Judiciary 2, if favorable, Rules, Calendar, and Operations of the House

April 19, 2021

A BILL TO BE ENTITLED

AN ACT TO PROVIDE THAT A LICENSED MARRIAGE AND FAMILY THERAPIST, OR AN EMPLOYEE OR ASSOCIATE OF A LICENSED MARRIAGE AND FAMILY THERAPIST, WITH PRIVILEGES AGAINST DISCLOSURE UNDER STATE LAW IS NOT REQUIRED TO REPORT CRIMES AGAINST JUVENILES IF THE PRIVILEGE WOULD PREVENT THE PERSON FROM DOING SO.

The General Assembly of North Carolina enacts:

SECTION 1. G.S. 14-318.6(h) reads as rewritten:

"(h) Nothing in this section shall be construed as to require a person with a privilege under G.S. 8-53.3, 8-53.7, 8-53.8, or 8-53.12 or with attorney-client privilege to report pursuant to this section if that privilege would prevent them from doing so. Nothing in this section shall be construed as to require a person with a privilege under G.S. 8-53.5 to report pursuant to this section if that privilege would prevent that person from doing so, but the privilege only applies to the primary client and not to any other family members. For purposes of this subsection, the term "primary client" means a person who consults or is interviewed by a licensed marriage and family therapist for the purpose of diagnosis or treatment."

SECTION 2. This act is effective when it becomes law.



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